IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.259 OF 2004

ALONG WITH

CRIMINAL APPLICATION NO.3160 OF 2004

ALONG WITH

CRIMINAL APPLICATION NO.3155 OF 2004

Sanjay Sakharam Devrukhkar & Anr. ...Applicants

Versus

The State of Maharashtra ...Respondent

.....

Ms.Kirti Dabie for Applicants.

Mr.V.B.Konde-Deshmukh, A.P.P. for Respondent.

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CORAM: A.M.KHANWILKAR, J.

OCTOBER 15, 2004.

P.C.

1. This Revision Application has been filed for transfer of Sessions Case No.49 of 1990. The appropriate course for the Applicants would have been to file Misc.Application under Section 407 of the Criminal Procedure Code, 1973.

2. At this stage, Counsel for the Applicants submits that the Applicants are not interested in pressing this relief. If it is so, this Application deserves to be dismissed as withdrawn.

3. As the main Revision Application stands dismissed as withdrawn, incidental applications filed therein will have to be disposed of accordingly. It is, however, made clear that I am not expressing any opinion on the merits of the reliefs claimed in the incidental applications filed in the Criminal Revision Application. It will be open to the Applicants to take out appropriate proceedings for reliefs as may be advised and permissible by law. If such application is filed, the same will be considered on its own merits.

4. Accordingly, even the incidental applications are disposed of.

A.M.KHANWILKAR, J.